

In the Supreme Court of the United States

OCTOBER TERM, 1975

Supreme Court U. S.

FILED

APR 27 1976

MICHAEL RODAK, JR., CLERK

No. 75-909

ENVIRONMENTAL PROTECTION AGENCY, PETITIONER

v.

EDMUND G. BROWN, JR., GOVERNOR OF THE
STATE OF CALIFORNIA, ET AL.

ENVIRONMENTAL PROTECTION AGENCY, PETITIONER

v.

STATE OF ARIZONA, ET AL.

RESPONSE OF STATE OF ARIZONA, ET AL. TO
PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

BRUCE E. BABBITT
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THE NINTH CIRCUIT**

Respondents, STATE OF ARIZONA, et al., join with the Petitioner in the petition for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit for these reasons:

1. There is a conflict among the circuits on the issue raised herein.
2. The question herein is an important one and should be decided by this Court.

Respondents submit that upon consideration by this Court, the decision of the United States Court of Appeals for the Ninth Circuit should be affirmed.

DATED this 23 day of April, 1976.

BRUCE E. BABBITT
Attorney General

ANTHONY B. CHING
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Attorney for State of Arizona
et al.
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Phoenix, Arizona 85007

Three copies of the Response mailed this 23 day of April, 1976 to:

ROBERT H. BORK
Solicitor General
Department of Justice
Washington, D. C. 20530

- and -

JOEL S. MOSKOWITZ
Assistant Attorney General
State of California
555 Capitol Mall
Sacramento, California 95814

By _____

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Attorney for State of
Arizona, et al.